

NOTICE OF RULE ADOPTION—FINAL RULE
STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF MARINE RESOURCES
OFFICE OF MARINE FISHERIES

FILED
OCT 17 2007
MISSISSIPPI
SECRETARY OF STATE

c/o Michaela Hill
1141 Bayview Avenue
Biloxi, MS 39530
(228) 374-5000
(228) 523-4011
michaela.hill@dmr.ms.gov

Specific Legal Authority Authorizing the promulgation of Rule: Mississippi Code Ann. § 49-15-15, *et seq.*

Reference to Rules repealed, amended or suspended by the Proposed Rule: No rules have been repealed or suspended. Amendment to Title 22 Part 7, Chapter 8 Section 102.01 by the Commission on Marine Resources is a change in the recreational minimum size limit for Spotted Seatrout (*Cynoscion nebulosus*) from 14 inches to 13 inches, as amended.

Date Rule Proposed: October 16, 2007

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: Amendment to Title 22 Part 7, Chapter 8 Section 102.01 by the Commission on Marine Resources is a change in the recreational minimum size limit for Spotted Seatrout (*Cynoscion nebulosus*) from 14 inches to 13 inches, as amended (Attachment 1). TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES PART 7 REGULATIONS TO PROVIDE SIZE LIMITS AND BAG LIMITS ON CERTAIN FISH SPECIES AND TO PREVENT SALE OF SEAFOOD BY RECREATIONAL FISHERMEN.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☒ An oral proceeding was held on this rule:

Public meetings were held in all three coastal counties:

Harrison County: November 12, 2007 D'Iberville City Hall, 10383 Auto Mall Parkway, D'Iberville, MS 6:00 p.m.

Jackson County: November 13, 2007 Gautier Convention Center, 2012 Library Lane, Gautier MS, 6:00 p.m.

Hancock County: November 14, 2007, Kiln Library, 17065 Highway 603 Kiln MS, 6:00 p.m.

☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

☐ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.


☒ The rule as adopted differs from the proposed rule. The differences however are:

Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and

The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: February 16, 2008


William W. Walker, Ph. D., MDMR Executive Director
Signature and Title of Person Submitting Rule for Filing